

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X	:	
BASURTO GABINO,	:	
	:	
Plaintiff,	:	
	:	19 Civ. 4523 (LGS)
-against-	:	
	:	<u>ORDER</u>
PEE DEE CORP., ET AL.,	:	
Defendants.	:	
-----X	:	

LORNA G. SCHOFIELD, District Judge:

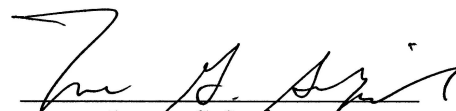
WHEREAS, on September 4, 2020, the parties filed a letter motion for approval of a proposed settlement (Dkt. No. 63). It is hereby

ORDERED that the settlement agreement is **APPROVED** as fair and reasonable based on the nature and scope of Plaintiff's claims and the risks and expenses involved in additional litigation. *See Cheeks v. Freeport Pancake House, Inc.*, 796 F.3d 199, 206–07 (2d Cir. 2015); *Wolinsky v. Scholastic, Inc.*, 900 F. Supp. 2d 332, 335–36 (S.D.N.Y. 2012) (outlining the factors that district courts have used to determine whether a proposed settlement is fair and reasonable). It is further

ORDERED that Plaintiff's counsel's request for \$11,000.00, inclusive of reasonable attorneys' fees and costs, is **GRANTED**. The remainder of the settlement shall be distributed to Plaintiff. It is further

ORDERED that this action is dismissed without costs and without prejudice to restoring the action to the Court's calendar, provided the application to restore the action is made within thirty (30) days of this Order. Any application to reopen filed after thirty (30) days from the date of this Order may be denied solely on that basis. Any pending motions are **DISMISSED** as moot, and all conferences and deadlines are **CANCELED**.

Dated: September 14, 2020
New York, New York


LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE